**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE M.N.KRISHNAN**

**FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929**

**Tr.P(C).No. 76 of 2007()**

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**OP(IDA).190/2007 of FAMILY COURT,TRIVANDRUM**

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**PETITIONER**

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**AGNES WILLIAMS, D/O.SMT.ALPHONSA,**
**AGED 30 YEARS, RESIDING AT VILAYIL VEEDU,**
**KAVANAD P.O., KOLLAM.**

**BY ADV. SRI.P.SIVARAJ**

**RESPONDENT:**

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**CAJETIN.S.R.MORAIS, S/O.LATE**
**STEPHEN MORAIS, AGED 33 YEARS, LALI MANDIRAM,**
**KOTTAPURAM P.O., VIZHINJAM, THIRUVANANTHAPURAM**
**DISTRICT, AND PRESENTLY WORKING AS EXECUTIVE**
**SECRETARY AT ARCTIC COMPANY, LLC, POST BOX NO.**
**8075, DUBAI, U.A.E.**

**THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 25/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**M.N.KRISHNAN, J.**

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**Tr.P(C)No. 76 OF 2007**

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**Dated this the 25th May, 2007.**

**JUDGMENT**

Notice to respondent returned unclaimed. Hence declared as sufficient service.

2. The petition is one to transfer O.P.(IDA) 190/2007 before the Family Court, Thiruvananthapuram to the Family Court, Kollam. The petition is one for divorce. It is averred that the petitioner is not having any financial stability and there is apprehension about her life and there is nobody to help her to proceed from Kollam to Thiruvananthapuram and therefore she requests for a transfer of the case from Thiruvananthapuram. The respondent has chosen not to receive notice so it has to be held that the averments in the petition remains uncontroverted. Considering the financial stringency, helplessness and security aspects, it is just and equitable to effect transfer of the case. Therefore the transfer petition is allowed and the case O.P.(IDA) 190/2007 pending before the Family Court, Thiruvananthapuram is transferred to the Family Court at Kollam. The Family Court, Thiruvananthapuram is directed to give notice regarding transfer to both sides.

**M.N.KRISHNAN**
**Judge**

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